



November 10, 1992

Kramer Broadcasting, Inc. **RECEIVED**
WPDR - WDDC

Highway 51 South
Post Office Box 300
Portage, Wisconsin 53901
(608) 742-8833 (800) 368-8633
NOV 13 1992
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

**ORIGINAL
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NOV 13 1991

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street NW, Room 222
WASHINGTON, DC 20554

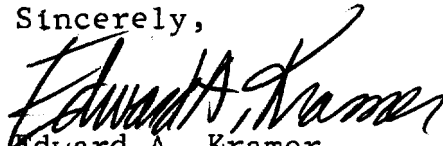
FCC MAIL BRANCH

Dear Ms. Searcy:

I am transmitting herewith an original and five
copies of the Comments of Kramer Broadcasting, Inc.
opposing Docket 92-212.

Should there be any questions concerning this matter,
please contact the undersigned.

Sincerely,


Edward A. Kramer
President

No. of Copies rec'd 076
List A B C D E

12+

RECEIVED

NOV 13 1992

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

IN THE MATTER OF]

AMENDMENT OF SECTION 73.202(B),]
TABLE OF ASSIGNMENTS,]
F.M. BROADCAST STATIONS,]
(RUDOLPH, WISCONSIN)]

MM DOCKET NO. 92-212

ORIGINAL
FILE

RECEIVED

NOV 13 1991

To: Chief, Allocations Branch
Policy And Rules Division,
Mass Media Bureau

FCC MAIL BRANCH

COMMENTS OF KRAMER BROADCASTING, INC.

Kramer Broadcasting, Inc. ("Kramer"), licensee of radio station WDDC (FM) at Portage, WI, pursuant to Sections 1.87 and 1.420(d) of the Commission's Rules, hereby submits its Comments in opposition to the Notice Of Proposed Rulemaking ("NPRM"), to substitute F.M. Channel 260-C3 for Channel 260-A at Rudolph, WI.

WDDC (FM) is currently short spaced to radio station WJVL (FM) at Janesville, WI, and fully intended to file an application for a fully spaced transmitter site after radio station WEMI (FM) at Neenah-Menasha, WI changed from Channel 261-A to Channel 262 C-2 (Docket 89-308 approved effective September 8, 1992).

This application has been precluded by the Wizard Communications, Inc. ("Wizard") filing its Petition for Rulemaking with the Federal Communication Commission proposing to substitute Channel 260-C3 for Channel 260-A at Rudolph, WI. A grant of this NPRM would restrict the ability of WDDC to

become a fully spaced and fully utilized Class "A" facility by virtually eliminating any appropriate nearby location for a fully spaced transmitter site.

The Engineering Exhibit attached as Appendix 1 to these Comments to the NPRM submitted by Kramer displays the effect the NPRM would have on radio station WDDC's ability to relocate at a fully spaced transmitter site.

Kramer believes that the public interest can better be served by eliminating the interference caused by the short spacing between WDDC at Portage, WI and WJVL at Janesville, WI which presently creates WDDC reception interference oft times as near as 2 or 3 miles from the WDDC tower site. Kramer believes that the public interest will be better served with the increase in power for WDDC from its current 3.3 Kilowatts to the maximum 6 Kilowatts that relocating to a fully spaced facility would provide. Furthermore, it's noted that considering Wizard's city of license is a mere 10 miles from too much larger cities, Stevens Point/Plover, WI and Wisconsin Rapids, WI, Wizard's need for a power increase that would virtually eliminate a usable WDDC signal in the northern half of the immediate Portage market would serve little, if any, public interest.

Because the Petition for Rulemaking was submitted before the September 8, 1992 effective date moving WEMI to Channel 262-C2 when Kramer would be allowed to apply for a new fully spaced transmitter site, Kramer respectfully requests that the Commission summarily terminate this proceeding by rejecting Wizard's proposal forthwith.

Respectfully submitted,
Kramer Broadcasting, Inc.

A handwritten signature in cursive script, reading "Edward Albert Kramer", written over a horizontal line.

Edward Albert Kramer

Kramer Broadcasting Inc.
P.O. Box 300
Portage, WI 53901

November 10'th, 1992

APPENDIX 1

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

ENGINEERING STATEMENT

IN THE MATTER OF:]

AMENDMENT OF SECTION 73.202(B),]
TABLE OF ASSIGNMENTS,]
F.M. BROADCAST STATIONS,]
(RUDOLPH, WISCONSIN)]

DOCKET 92-212

PREPARED FOR:

KRAMER BROADCASTING, INC.

NOVEMBER 10TH, 1992

PREPARED BY:

BRUCE CHARLES HERZOG
BROADCAST ENGINEERING CONSULTANT
1435 KNAPP STREET
OSHKOSH, WI 54901

(414) 426-2961

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1. AFFIDAVIT OF PREPARER
 2. ENGINEERING STATEMENT, Pages 1 and 2
 3. EXHIBIT E-1, PORTAGE CHANNEL 261-A STUDY
 4. EXHIBIT E-2, RESULTANT TRANSMITTER WINDOW, Parts 1 and 2
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STATE OF WISCONSIN)
COUNTY OF WINNEBAGO)
CITY OF OSHKOSH)

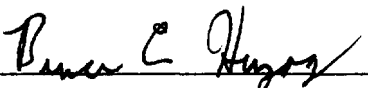
BRUCE CHARLES HERZOG, BEING FIRST DULY SWORN STATES:

THAT HE IS AN BROADCAST ENGINEERING CONSULTANT WITH
OFFICES AT 1435 KNAPP STREET; OSHKOSH, WISCONSIN 54901.

THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE
FEDERAL COMMUNICATION COMMISSION IN WASHINGTON, D.C.

THAT HE HAS PREPARED NUMEROUS AM, FM, TELEVISION,
TRANSLATOR AND MICROWAVE RADIO APPLICATIONS WHICH HAVE
BEEN PROCESSED TO GRANT BY THE F.C.C.

THAT ALL CALCULATIONS AND/OR MEASUREMENTS AND EXHIBITS IN
THE ACCOMPANYING REPORT WERE MADE BY HIM PERSONALLY OR
UNDER HIS DIRECTION, AND THAT ALL FACTS CONTAINED HEREIN
ARE TRUE OF HIS PERSONAL KNOWLEDGE OR BELIEF, AND ON SUCH
STATEMENTS MADE ON BELIEF, THEY ARE BELIEVED TO BE TRUE.



AFFIANT

SUBSCRIBED AND SWORN BEFORE ME THIS 10'TH OF NOVEMBER, 1992.



NOTARY PUBLIC

Diane Coursole
NOTARY PUBLIC

DATE OF COMMISSION EXPIRATION: My Commission Expires Sept. 15, 1996

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

IN THE MATTER OF]

AMENDMENT OF SECTION 73.202(B),] DOCKET 92-212
TABLE OF ASSIGNMENTS,]
F.M. BROADCAST STATIONS,]
(RUDOLPH, WISCONSIN)]

ENGINEERING STATEMENT

Kramer Broadcasting, Inc. ("Kramer"), licensee of F.M. radio broadcast station WDDC at Portage, Wisconsin, has retained the services of Bruce Charles Herzog, Broadcast Engineering Consultant, to conduct engineering studies and prepare necessary statements and exhibits to oppose the petition of Wizard Communications, Inc. ("Wizard") to amend section 73.202(b) of the Commission's rules and regulations, to assign F.M. channel 260-C3 at Rudolph, Wisconsin.

WDDC is currently short spaced to F.M. radio broadcast station WJVL at Janesville, Wisconsin. Effective September 8, 1992, F.M. radio broadcast station WEMI at Neenah-Menasha, Wisconsin was ordered Channel 262-C2 by Docket 89-308. With this rule making, the main constraint to prevent WDDC in Portage, Wisconsin from moving to a fully spaced transmitter site and to become a full powered Class "A" (6 Kilowatt) facility was removed.

Before WDDC had a chance to file an Application for a fully spaced transmitter site (after September 8, 1992) Wizard filed a Petition For Rule Making with the Federal Communications

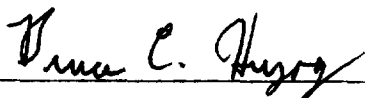
Commission proposing to substitute Channel 260-C3 for Channel 260-A at Rudolph, Wisconsin. This Engineering Exhibit, which is Attachment 1 to Kramer's Comments, shows that Kramer would be severely restricted in locating a fully spaced transmitter site for a full Class "A" facility.

Exhibit E-1 is a Channel Study for Channel 261-A at Portage, Wisconsin. As can be evidenced from the channel study WDDC would be severely restricted in locating a fully spaced transmitter if Wizard's Petition is granted.

Exhibit E-2 is a displays the resultant transmitter window for station WDDC at Portage, Wisconsin should Wizard's petition be granted. Part 2 of the Exhibit is a portion of the U.S.G.S. Wisconsin Dells, Wisconsin 1:100,000 series map with the WDDC transmitter window displayed thereon. As can be evidenced from this map, the transmitter window would be severely restricted.

Calculations of distance separations set forth in the attached Exhibits were conducted in accordance with methodology set forth in Section 73.208 of the Commission's rules.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Bruce C. Herzog", is written over a horizontal line.

Bruce Charles Herzog

November 10'th, 1992

EXHIBIT: E-1

JOB TITLE	PORTAGE, WISCONSIN
CHANNEL	261
FREQUENCY	100.1 MHZ
CLASS	A
COORDINATES	43°-31'-42" N.L. 89°-26'-01" W.L. (CURRENT SITE)
DATE	NOVERMBER 1ST, 1992

[illegible]

PETITIONER: Kramer Broadcasting, Inc. EXHIBIT: E-2, Part 1 of 2

Prepared 11/08/92

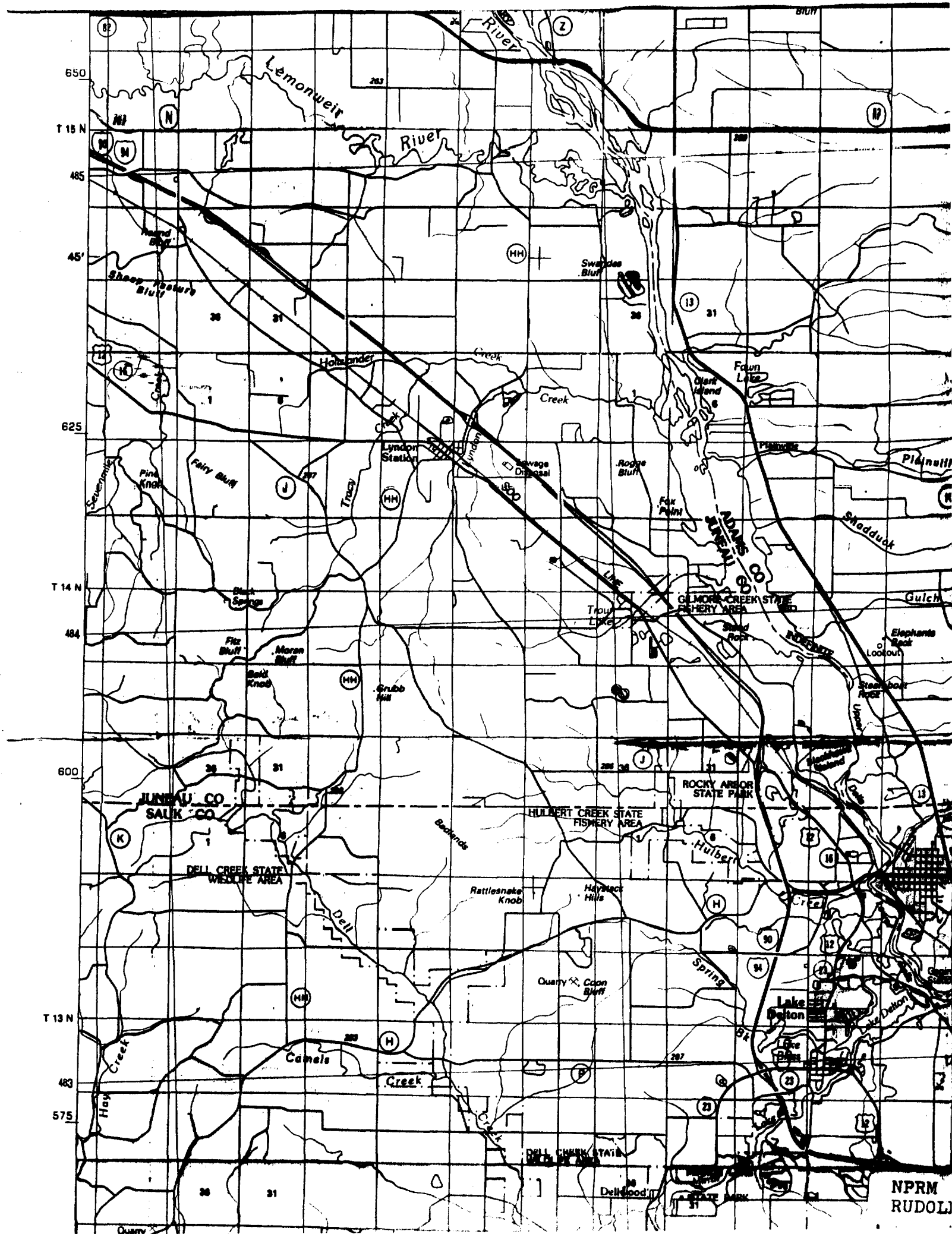
This Exhibit, presented in two parts, sets forth information regarding the proposed available transmitter window for WDDC at Portage, Wisconsin.

Part One of this Exhibit states pertinent information.

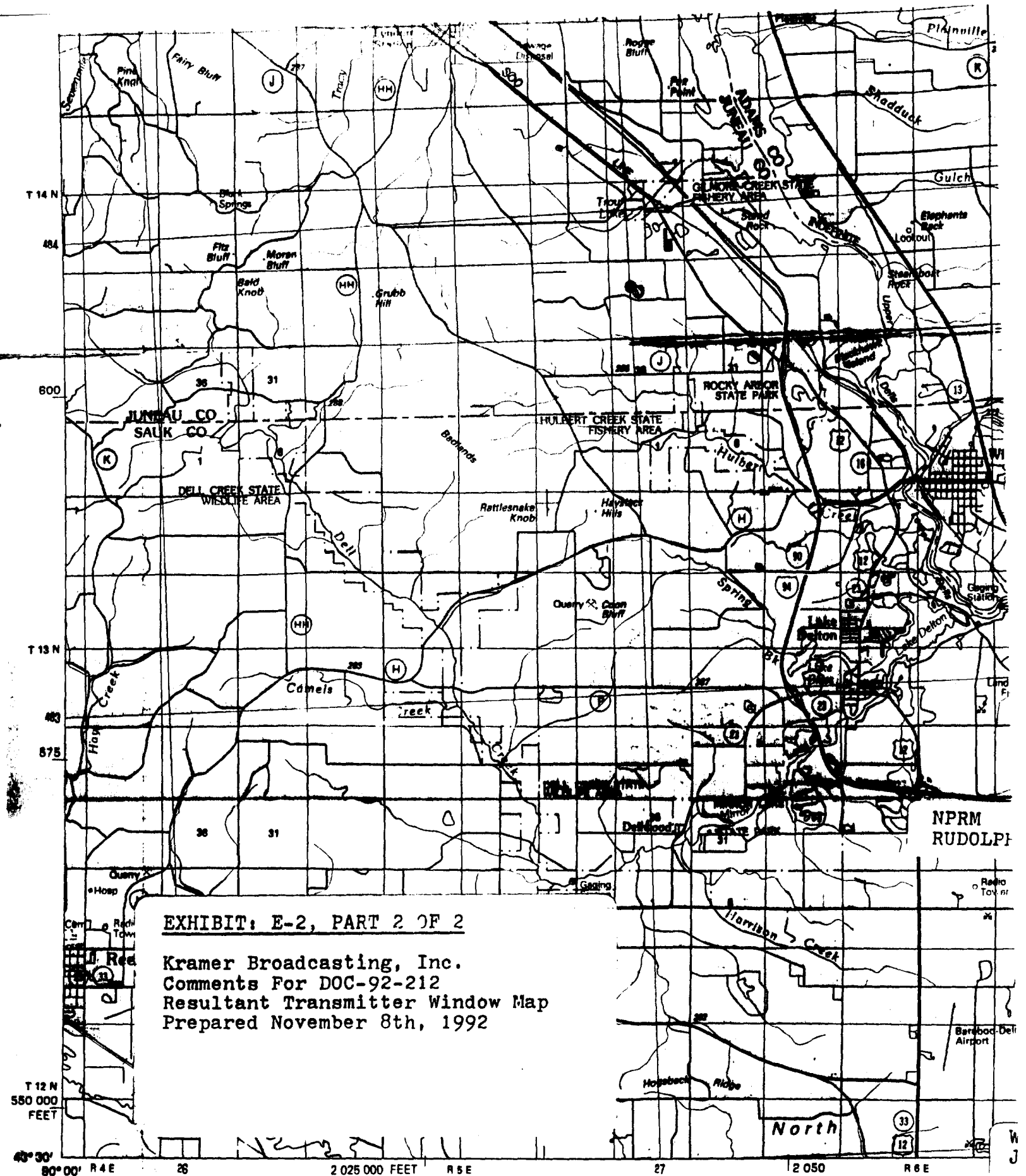
Part Two, to follow, is a portion of the U.S.G.S. Wisconsin Dells 1:100,000 Series Map (dated 1985). This map shows clearly, legibly and accurately, and with the original printed latitude and longitude markings and a scale of kilometers, the proposed transmitter window should the Wizard Communication, Inc. petition be granted.

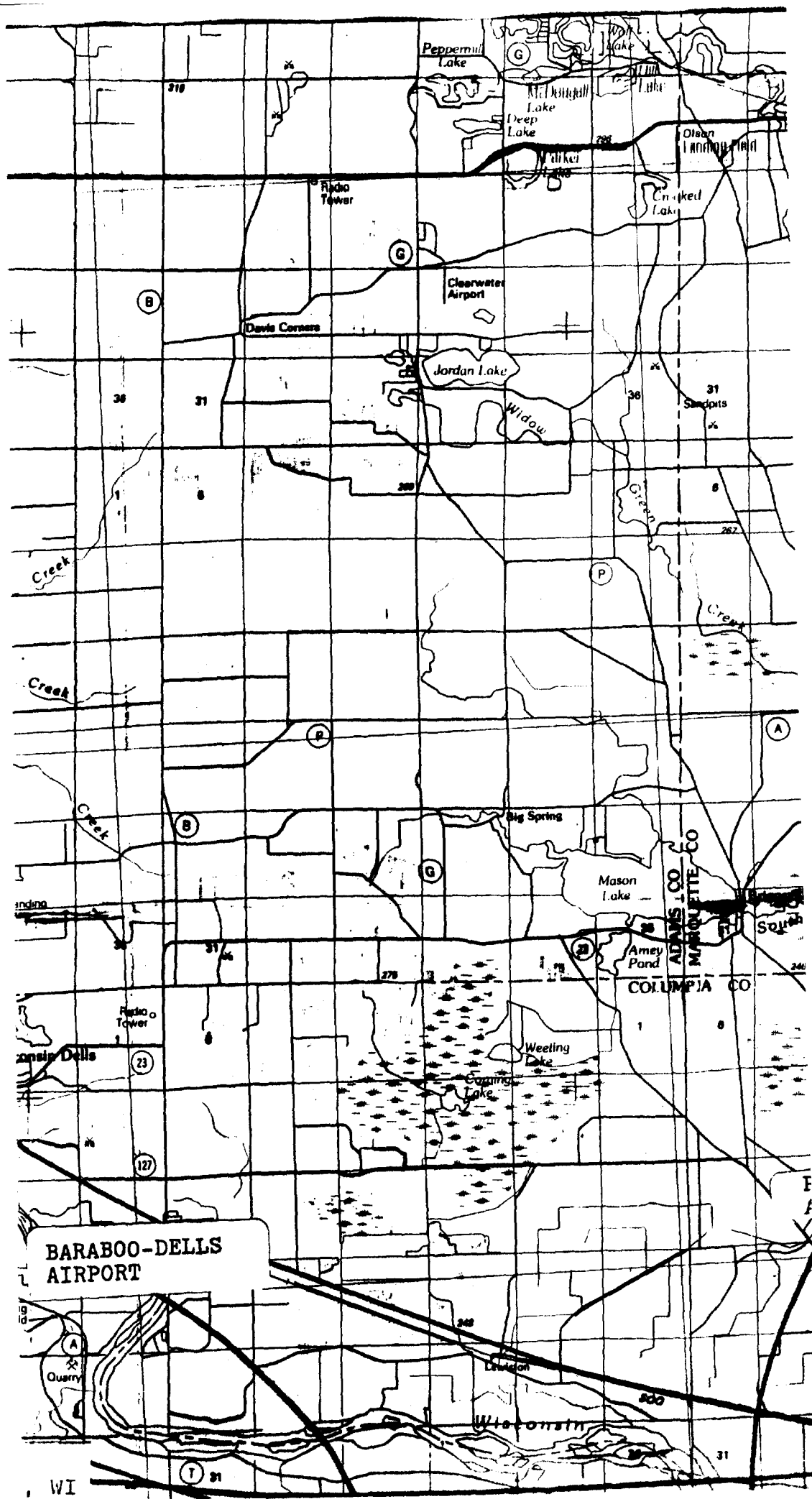
A review of said Map evidences the resulting transmitter window would be severely restricted. The only viable fully spaced transmitter site would be located due west of the Pine Island State Wildlife Area. Approval of a transmitter site in the window would be very difficult to obtain due to the proximity to both the Portage and Baraboo-Dells Airports and probable objections from environmentalists because it is adjacent to the Pine Island State Wildlife Area.

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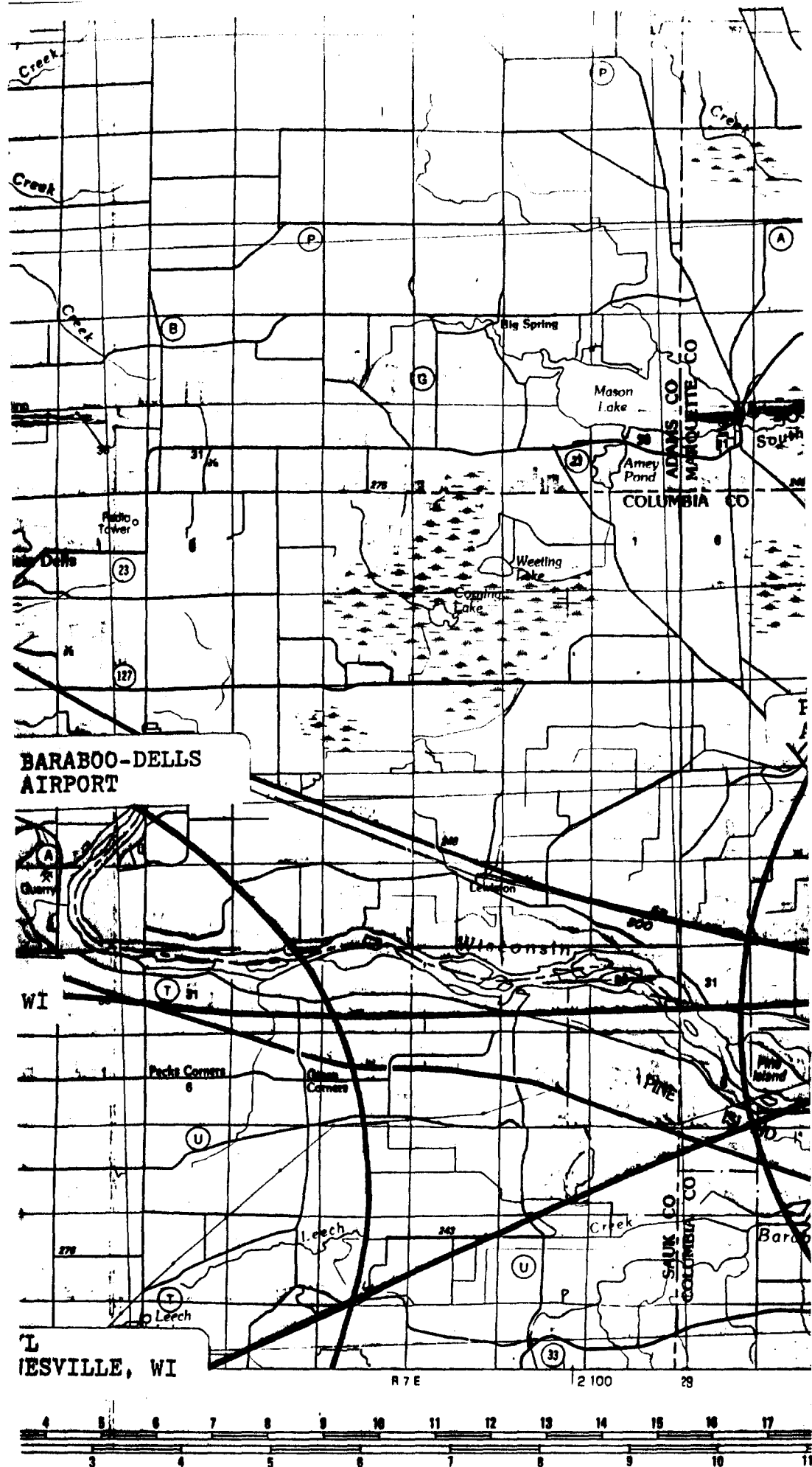
NPRM
RUDOLJ

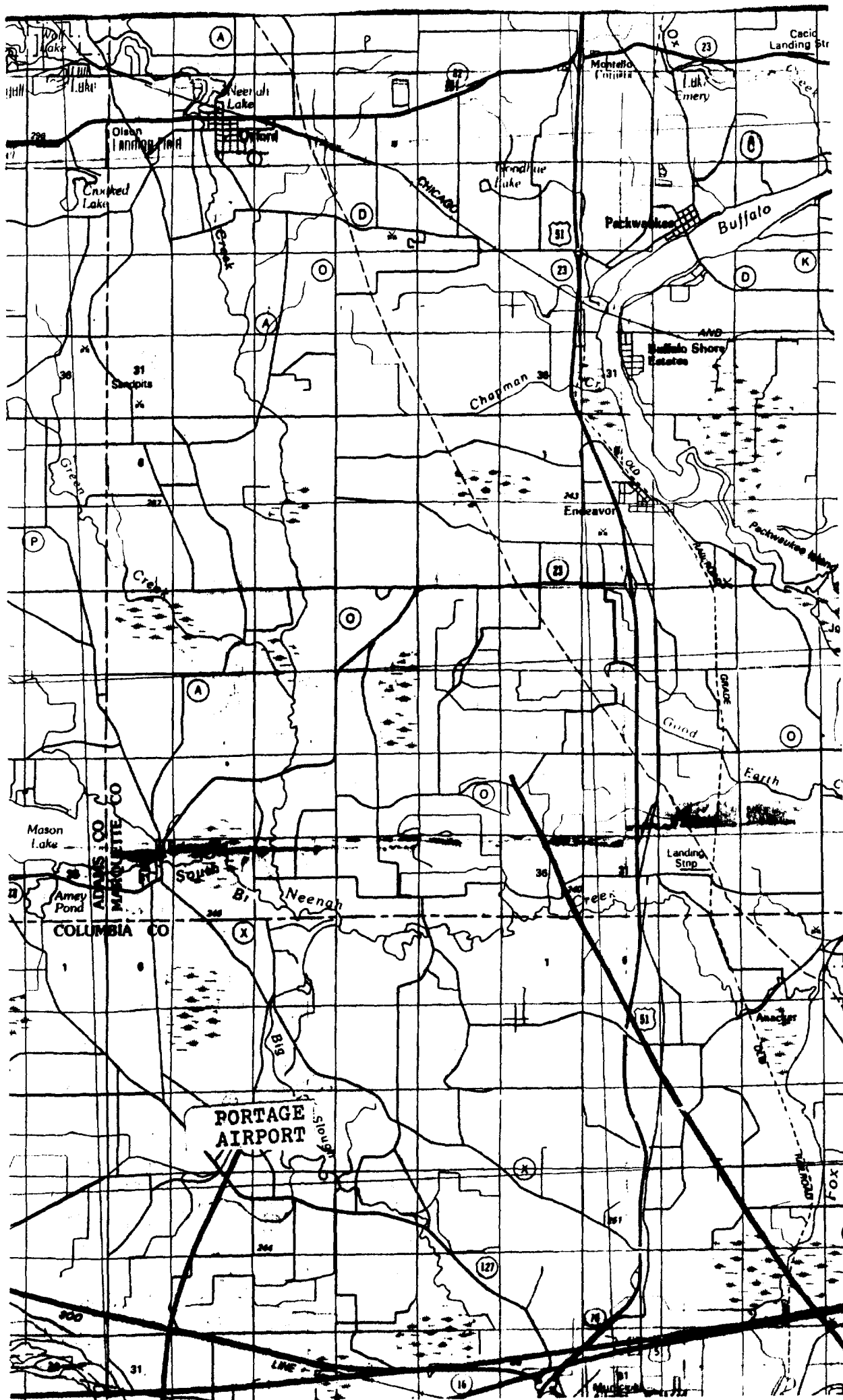


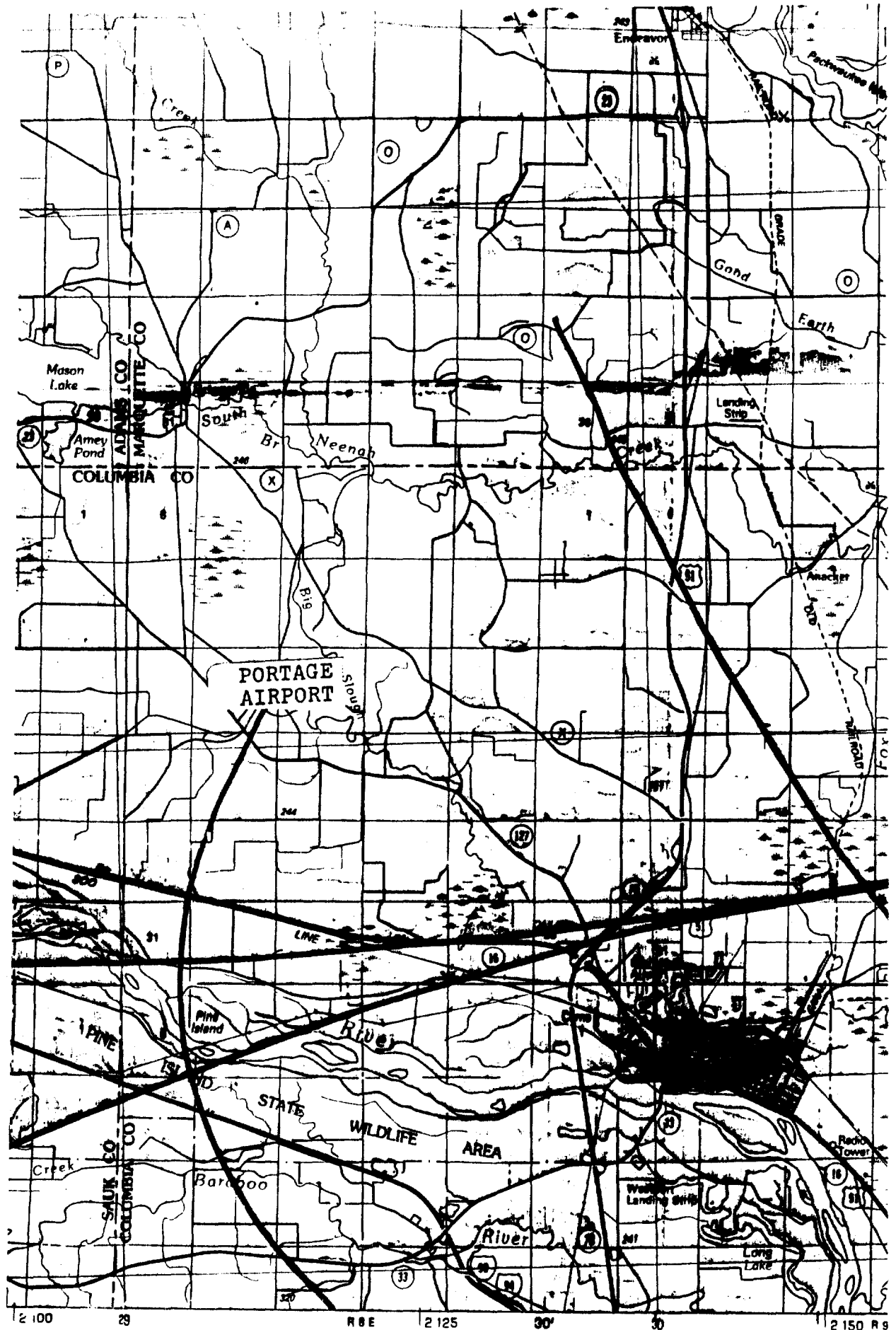


BARABOO-DELLS
AIRPORT

WI

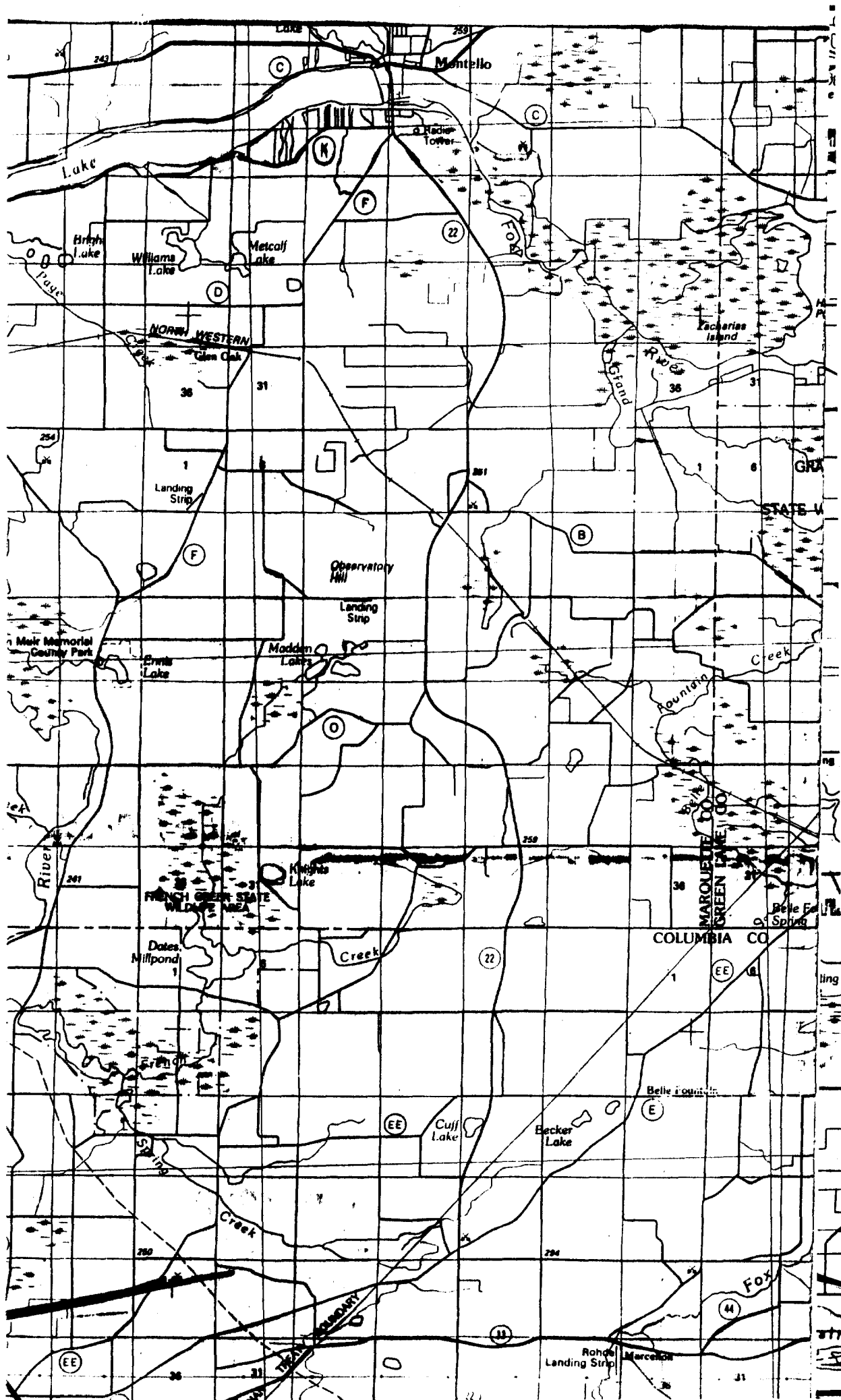


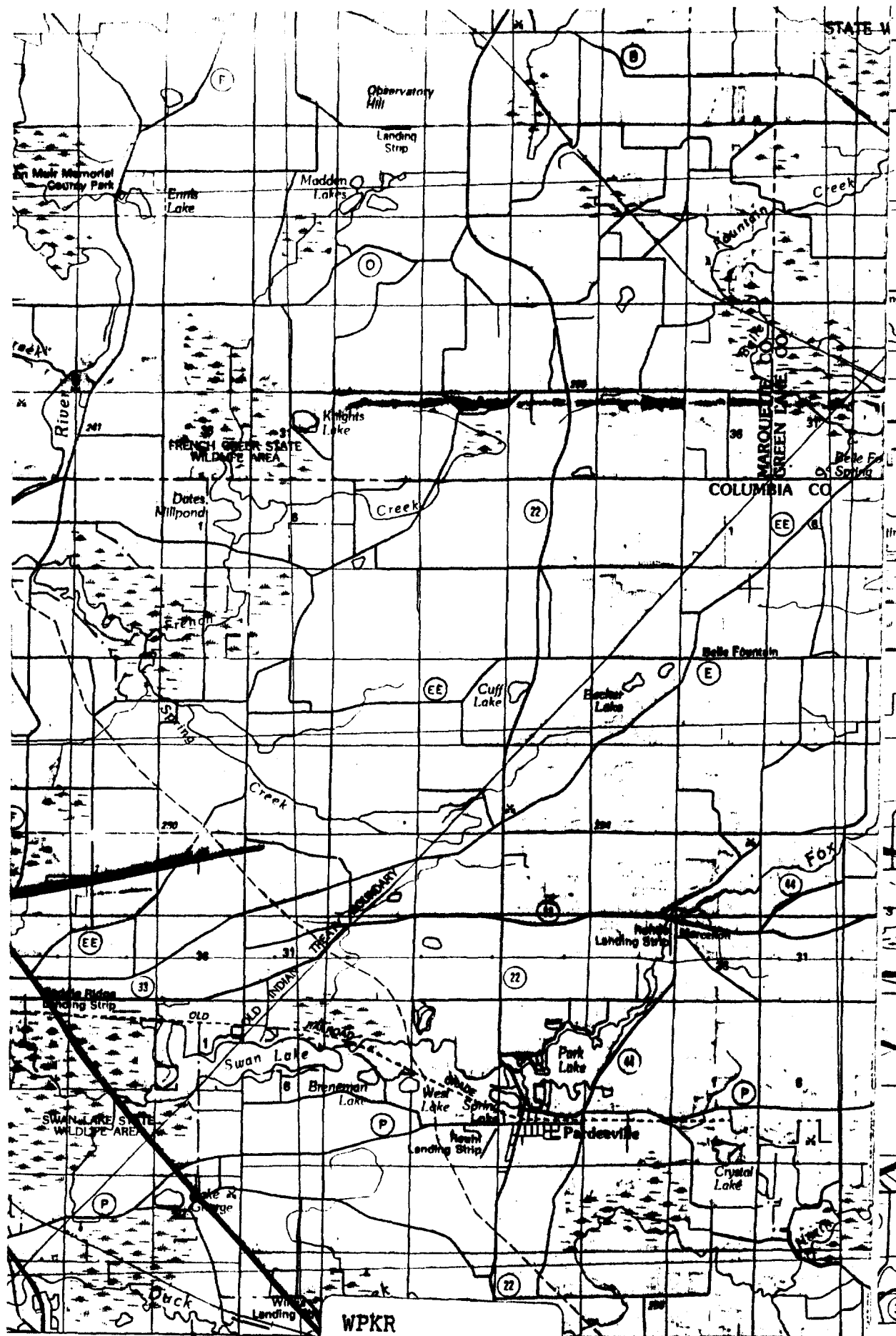




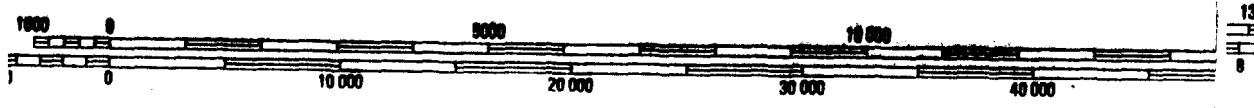
SCALE 1:100 000

1 CENTIMETER ON THE MAP REPRESENTS 1 KILOMETER ON THE GROUND





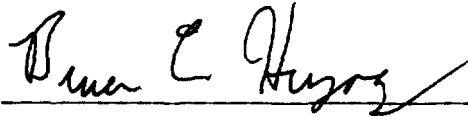
WPKR
WAUPUN, WI



CERTIFICATE OF SERVICE

I, Bruce Herzog, Broadcast Engineering Consultant for Kramer Broadcasting, Inc., hereby certify that I have this Twelfth day of November, 1992, sent a copy of the Comments to the Notice Of Proposed Rulemaking (Docket 92-212) by Kramer Broadcasting, Inc. by registered mail, postage prepaid, to:

Jerold Miller, Esq.
Miller & Miller, P.C.
P.O. Box 33003
Washington, DC 20033
Counsel for Wizard Communicaions,
Inc.

A handwritten signature in cursive script, reading "Bruce C. Herzog", is written over a horizontal line.

Bruce Charles Herzog